

UNITED STATES BANKRUPTCY COURT
DISTRICT OF MINNESOTA

In re:

SCOTT R. JENSEN and
HEATHER CARGILL JENSEN,

ORDER FOR EVIDENTIARY HEARING ON
CONFIRMATION OF PLAN

Debtors.

BKY 04-33819

At St. Paul, Minnesota, this 31st day of August, 2004.

This Chapter 13 case came on before the Court on August 26, 2004, for hearing on confirmation of the modified plan of debt adjustment filed by the Debtors, and the objection filed thereto by creditor Wells Fargo Financial Acceptance. Margaret H. Culp appeared on behalf of the Chapter 13 Trustee. Bradley J. Halberstadt appeared on behalf of the objecting creditor, Wells Fargo Financial Acceptance. Steven M. Gale appeared on behalf of the Debtors. Upon the proceedings at the hearing,

IT IS HEREBY ORDERED:

1. *Discovery.* No later than *November 1, 2004*, the objector and the Debtors shall complete all discovery proceedings made applicable to the objection by operation of Fed. R. Bankr. P. 9014.

2. *Briefing.* The objector and the Debtors shall serve and file all remaining briefs as follows:

Objector: by *November 10, 2004*

Debtors: by *November 10, 2004.*

3. On **November 16, 2004, at 9:30 a.m.**, the Court will convene an evidentiary hearing on the confirmation of the plan, and on the objection of creditor Wells Fargo Financial Acceptance. The Court has allotted one-half day for the hearing. Counsel and the parties shall be prepared to complete their evidentiary presentations within the time allotted. Counsel for both parties shall pre-mark all exhibits, the objector by number and the Debtors by letter.

4. Pending the hearing, and pending the Court's decision on all issues joined by the objection to confirmation, the Debtors shall make timely payment to the Standing Trustee pursuant to the proposed plan in this case. Failure by the Debtors to do so will constitute cause for conversion or dismissal of this case under 11 U.S.C. §§ 1307(c)(1) or 1307(c)(4), upon motion of the Standing Trustee or another party in interest.

BY THE COURT:



GREGORY F. KISHEL
CHIEF UNITED STATES BANKRUPTCY JUDGE

NOTICE OF ELECTRONIC ENTRY AND
FILING ORDER OR JUDGMENT
Filed and Docket Entry made on 08/31/04
Lori Vosejka, Acting Clerk, By jrb

U.S. BANKRUPTCY COURT
DISTRICT OF MINNESOTA

I, Judy Brooks, hereby certify that I am judicial assistant to Gregory F. Kishel, Chief Bankruptcy Judge for the District of Minnesota; that on August 31, 2004, true and correct copies of the annexed:

ORDER

were placed by me in individual official envelopes, with postage paid; that said envelopes were addressed individually to each of the persons, corporations, and firms at their last known addresses appearing hereinafter; that said envelopes were sealed and on the day aforesaid were placed in the United States mails at St. Paul, Minnesota, to:

OFFICE OF THE U.S. TRUSTEE
1015 U.S. COURTHOUSE
300 SOUTH FOURTH STREET
MINNEAPOLIS MN 55415

JASMINE KELLER, ESQ.
CHAPTER 13 TRUSTEE
12 SOUTH 6TH ST, #310
MPLS, MN 55402

JENSEN, SCOTT and HEATHER
108 PONY LN E
APPLE VALLEY MN 55124

GALE, STEVEN M
STUART E GALE LAW OFFICE
9301 BRYANT AVE S, STE 101
BLOOMINGTON MN 55420

HALBERSTADT, BRADLEY ESQ
STEWART, ZLIMEN & JUNGERS
430 OAK GROVE STREET, STE. 200
MINNEAPOLIS MN 55403

and this certificate of service was made by me.

/s/ Judy Brooks
Judy Brooks

Filed on August 31, 2004 Lori Vosejpka, Acting Clerk By jrb, Deputy Clerk
